IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 1627 of 2003

Between:

Md.Khaja Mohiddin S/o M.D.Mohammad Abdul Khader
Ideal Cultural Club, Plot No.201, Sasikanthnagar,
Kakinada, E.G.District.

..... PETITIONER

AND

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1 The Superintendent of Police., Kakinada,
East Godavari District.
2 The Dy.Superintendent of Police,
Kakinda, E.G.District.
3 The Circle Inspector of Police,
Kakinada Rural, E.G.District.
4 The Sub Inspector of Police., Sarpavaram Police Station,
Kakinada, E.G.District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ, order or direction declaring the action of the respondents in interfering with the lawful activities of the petitioner club, including playing of Rummy Game of 13 cards which is not a Game of chance, in the Card Room of the petitioner, as illegal, arbitrary and without jurisdiction.

Counsel for the Petitioner : MR.T.NAGARJUNA REDDY

Counsel for the Respondents: GP FOR HOME

The Court made the following :

ORDER:

The petitioner is Ideal Cultural Club. It filed writ petition seeking a direction to the respondents 1 to 4 not to interfere with the lawful activities of the Club.

The question raised in this Writ Petition is squarely covered by the judgment of a Division bench of this Court in ***Twin Cities Cinema Cultural Centre v. Commissioner of Police***, wherein it was held:

> Therefore, the police authorities cannot obstruct the writ petitioner-Club from conducting card room where the members and guests of the writ petitioner's cultural center are allowed to play the game of rummy with stakes/syndicate (thirteen card game). At the same time, we make it clear that the police is always at liberty to enter the premises and check as to whether the cultural center of the Club is conducting card room where the members and guests of petitioner's cultural center are playing the game of rummy with stakes/syndicate (thirteen card game) for the purpose of verification. If they receive any intimation, the Police may enter the Club and verify the same and proceed further if the members and guests of writ petitioner's cultural center play other than the game of rummy with stakes/syndicate (thirteen card game). The police authorities are also at liberty to proceed with the cases, which are already registered.

Following the same, the present Writ Petition is also disposed of in the above terms.

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V.V.S. RAO, J.

8th July, 2005

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To

1 The Superintendent of Police., Kakinada, E.G. District.
2 The Dy.Superintendent of Police, Kakinda, E.G. District.
3 The Circle Inspector of Police, Kakinada Rural, E.G. District.
4 The Sub Inspector of Police, Sarpavaram Police Station, Kakinada, E.G. District.

5 Two CCs to G.P. for Home, High Court Buildings, Hyderabad.

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